

(195) Department.

SERIES.

G.O. No.

613

Dated

[Despatch Abstract.]

Legislative Assembly question - October 1947 withdrawal of prosecutions in connection with independence. (15-10-1947) Celebrations - former records

The number of cases against Communists, etc. withdrawn under the general amnesty.

*337-Question - Sri K. Anandan Nambiyar: Will the Hon. the Home Minister be pleased to state -

(a) the number of cases against Communists Trade Union and Kisan Sabha workers withdrawn under the general amnesty programmed for August 15th;

(b) why the Government have not withdrawn the remaining cases which arose in particular situation that have completely changed now; and

(c) whether the Government can place on the table a list of such cases not withdrawn stating the reasons for not withdrawing them?

The Hon. Dr. P. Subbarayan: (a) In view of the Independence Day celebrations, the Government decided to withdraw cases not involving violence pending against Communists. In pursuance of this, the following are the important cases among others that were ordered to be withdrawn:-

(1) Madura Communist Conspiracy Case, (2) Godden Rock Rioting Case, (3) Vikramasingapuram Rioting Case. (4) Coimbatore Rioting Cases, (5) Case against A.S.K. Ayyangar in Madras, (6) against A.K. Gopalan, (7) against K.P. Gopalan and (8) against K.P.R. Rayarappan.

Withdrawal of security proceedings under section 107, Criminal Procedure Code, against Communists in various Courts in the Presidency and withdrawal of certain other cases are under consideration.

(b) If there are any more cases against Communists not involving violence, the Government will consider their withdrawal.

(c) No."

M. Muhammad Ismail Sahib Bahadur:- "On a point of order Sir,. You ruled the other day, 'the word' 'Why' should not be addressed to the Government. But here in this questions there is the word 'why'." (Laughter)

Mr. Speaker:- "No no. What I said the other day was, that in a supplementary question the word 'why' being argumentative, should not be used, . Sir Abdul Rahim, the President of the Central Assembly, disallowed it on the ground that it is rather argumentative. That is what I told the House on that day."

Sri K. Anandan Nambiyar:- "In view of the fact that the withdrawal of cases depended on the nature of the offence, viz., whether violence was used or not, I want to know whether the Government have no definite policy as to which cases come under violence and which do not and will they issue a clarification on the matter?"

The Hon. Dr. P. Subbarayan:- "There is no question of clarification. What is violence or not violence will be considered by the Government in every individual case."

Sri Pillaimarri Venkateswarlu:- "May I know, Sir, why the case against K. Pattabhiramiah was not withdrawn?"

The Hon. Dr. P. Subbarayan:- "The hon. Gentleman may draw his own conclusions."

Sri K. Anandan Nambiyar:- "May I know, Sir, whether it is not a fact that the Madura Conspiracy Case was thrown out by the Magistrate himself and the Government were not showing any element by withdrawing them?"

P.T.O.

The Hon. Dr. P. Subbarayan:- "I do not know what he means by 'thrown out by the Magistrate', Sir,. If the hon. Gentleman cannot understand clemency exercised by the Government, I cannot help him."

Public General Department.

The cuttings from the printed proceedings of the Assembly relating to Legislative Assembly Question 653 (337) (Starred) have been added at page 15 c.f. There is no further action with reference to answered to the supplementary question The papers may be Recordedd

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10-3-48.

G.O.'s.No. 613 D/11-3-48.

ABSTRACT:

Legislative Assembly Question-
October 1947-Withdrawal of
prosecutions in Connection with
Independence Day (15-8-1947) Celebrations-
Papers Records.

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SP/15.9.

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Madras Record Office
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